

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

CITY OF PETALUMA

S004680

2005, 2006, 2007

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:

CITY OF PETALUMA

PO BOX 61

PETALUMA, CA 94953

Agent:

Address:

Phone No. 707-778-4560

Fax No.

E-mail Address:

Phone No.

Fax No.

E-mail Address:

Source Name: ADOBE CREEK

Tributary To:

County: Sonoma

Diversion within: SW 1/4 of SE 1/4 Section 12, T 5 N, R 7 W, MDB&M

Year of First Use: 1868

Name of Diversion works:

Assessor Parcel Number of the Diversion site:

A. **Water is Used Under:** Riparian claim ☐ Pre-1914 claim ☒ Court Decree No.: _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) 1868

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:
Gallons per minute (gpm) ☒ Gallons per day (gpd) _____ Cubic feet per second (cfs) _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	367	354	311	431	414	405	414	423	431	405	308	316	4581
2006	367	354	311	431	414	405	414	423	431	405	308	316	4581
2007	367	354	311	431	414	405	414	423	431	405	308	316	4581

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:
Gallons _____ Million Gallons (MG) ☒ Acre-feet (AF) _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2
2006	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2
2007	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____
Other (specify) Fish and wildlife habitat enhancement (approved 1207 petition).

Parcel Number(s) of Place of Use: _____

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.) N/A

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO N/A
Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use: _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO _____
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion: _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used: _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used: _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 24, 2008 at 202 N. McDowell Blvd., Petaluma, CA, California

SIGNATURE: _____

PRINTED NAME: _____

(first name)

(middle initial)

(last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

ITEM

CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

ATTACHMENTS TO SUPPLEMENTAL STATEMENT OF WATER DIVERISON AND USE FORM

C. Amount of Use

Oakdale Irrigation District (OID) and South San Joaquin Irrigation District (SSJID) have both pre-1914 rights, as well as a variety of licensed appropriative rights, including rights for the diversion of water to storage. The availability of water under their water rights is affected by New Melones Reservoir, and is the subject of the August 30, 1988 Agreement and Stipulation with the United States Department of the Interior. Water usage for the years that are the subject of this report are calculated assuming full exercise of all of the Districts' upstream storage rights at Donnellis, Beardsley, Melones (old) and Tulloch. That is, the total amount of water used is calculated, the full exercise of all upstream storage rights is calculated, and the difference is attributed to direct diversion under the Districts' pre-1914 rights.

E. Purpose of Use

Agricultural use within the two Districts was as follows for the reporting period:

Year	District	Customers	District Irrigated Acreage
2006	SSJID	3,353	57,772
	OID	2,972	55,385
2007	SSJID	3,353	56,622
	OID	2,831	55,217
2008	SSJID	3,356	55,384
	OID	2,944	55,411

Water is used by the Districts for agriculture irrigation, stock watering, groundwater recharge, domestic, and municipal and industrial. Additionally, both Districts engaged in various additional uses of water that are summarized in the following chart in acre-feet on a water year basis.

	SEWD	VAMP	USBR	CSJWCD	Treatment Plant
2006	30,596	0	26,000	0	15,427
2007	29,640	0	43,000	0	16,794
2008	33,200	14,520	18,740	1600	17,793
Purpose of Use	Municipal & Industrial/Ag	Fisheries/Water Quality	Fisheries/Water Quality	Ag	Municipal & Industrial/Domestic
Season of Use	Year Around	Year Around	Year Around	Irrigation Season	Year Around
Place of use	SEWD/ Stockton	In-stream	In-stream	CSJWCD	Manreca, Lathrop, Tracy
Water Right	pre-1914	storage licenses	storage licenses	pre-1914	pre-1914

Permit: S004683

Reporting Period : 2006, 2007, 2008

Notes:**SEWD:**

The two Districts sold water to Stockton East Water District (SEWD) under a 10 year contract that expires in 2009. A renewal of the agreement for an additional 10 years is under negotiation. Water is diverted by SEWD at its intake facility at Goodwin Dam under the Districts' pre-1914 rights.

VAMP:

The Districts sell up to 22,000 acre-feet per annum to meet the Vernalis Adaptive Management Plan (VAMP) flows under the San Joaquin River Agreement. In years that VAMP deliveries for OID are less than 11,000 acre-feet, the OID sells the remainder of the 11,000 acre-feet to the USBR. Water is made available at New Melones under the Districts' storage licenses.

USBR:

OID sells 15,000 acre-feet to the United States Bureau of Reclamation (USBR) under the San Joaquin River Agreement. The water is a firm delivery each year. As described above, OID makes up to 26,000 acre-feet available to the USBR dependent upon the VAMP flow requirements. Water is made available at New Melones under the Districts' storage licenses.

CSJWCD:

SSJID has sold water to the Central San Joaquin Water Conservation District (CSJWCD) under one-year agreements. Water is made available at the SEWD intake facility at Goodwin Dam under the Districts' pre-1914 rights.

Treatment Plant:

SSJID owns and operates a domestic water treatment facility located near Woodward Reservoir. Water is diverted by SSJID at Goodwin Dam under its pre-1914 water rights for delivery to the water treatment plant. Drinking water is delivered to the Cities of Escalon, Manteca, Lathrop and Tracy which have a total population of 162,400. The cities have a total allocation of 31,522 acre-feet in the existing plant. The water allotment for the future Phase II is 43,090 acre-feet, which will include the City of Escalon with a population of 7,131.

In addition to the places of use described in the table above, the two Districts divert water for agriculture irrigation, stock watering and domestic use for uses within the Districts' boundaries or in surrounding areas under water sale agreements and in places and for uses required by the terms of historic contracts governing the acquisition of the Districts' water rights.

G(1). Conservation of Water

The two Districts have conserved the use of water for irrigation through capital improvements, maintenance and repair of facilities and improved daily operations.

Capital improvements include, but are not limited to, the following: lining or piping of unlined ditches; automated main canal structures; construction and use of regulating reservoirs; construction of interconnecting laterals and ongoing installation of remote telemetry equipment. Operational improvements include, but are not limited to, the following: re-use of agricultural tailwater; use of wireless technology for communications between the Districts and users to better regulate water use; encouragement of drip and sprinkler technology by subsidizing the cost of sump facilities and installation of rotating screens to clean water; and careful attention to water management practices to reduce spills and tailwater. The total amounts of conserved water are detailed below, expressed in acre-feet per water year:

2006	95,178
2007	0
2008	16,202



S004680%S%2004

2002, 2003, 2004

2005 MAR 10 PM 12:20

STATEMENT NO. S004680
CONTACT PHONE NO. (707)778-4560

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: CITY OF PETALUMA;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

CITY OF PETALUMA

C/O STEVEN SIMMONS - WATER DEPT

PO BOX 61

PETALUMA, CA 94953

STATEMENT NO.: S004680
CONTACT PHONE NO.: (707)778-4560

Source Name: ADOBE CREEK

Tributary To: PETALUMA RIVER

County: Sonoma

Diversion Within: SW1/4 of SE1/4 Section 12, T05N, R07W, MB&M

Year of First Use: 1868

Parcel Number:

A. **Water is Used Under:** Riparian claim _____ Pre-1914 right X Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) 1868

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)				Other	
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2002	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2
2003	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2
2004	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2

D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) Fish & Wildlife habitat Enhancement (Approved 1707 petition)

E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)
N/A

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____
Describe any water conservation efforts you have initiated: N/A

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

5-11-05
RAM

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 3/3, 2008 at Petaluma, California.

SIGNATURE: _____

PRINTED NAME: Steven C. Simmons
(first name) (middle initial) (last name)

COMPANY NAME: City of Petaluma

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

STATE WATER RESOURCES
CONTROL

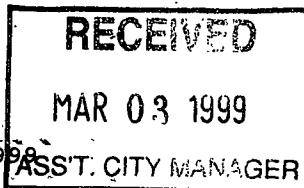
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

99 MAR 11 PM 3:44

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

DIV. OF WATER RIGHTS
SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998



OWNER OF RECORD: CITY OF PETALUMA

CITY OF PETALUMA
C/O ~~GENE BEATTY~~ - WATER DEPT
PO BOX 61
PETALUMA, CA 94953

STEVEN SIMMONS

STATEMENT NO: S004680

SOURCE: ADOBE CREEK
TRIBUTARY TO: PETALUMA RIVER
COUNTY: SONOMA
DIVERSION

WITHIN: SW¼ OF SE¼ SECTION 12, T5N, R7W, MB&M.

TELEPHONE NUMBER:
(707) 778-4345

YEAR OF FIRST USE: 1868

PARCEL NO:

A. Water is used under: Riparian claim _____ Pre 1914 right X Other (explain): _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons _____ Acre-feet _____ Other Cubic feet per second continuous

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	1.2
1997	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	1.2
1998	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	1.2

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) Instream Fish & Wildlife Habitat Enhancement and Recreation

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

SWRCB-DWR - Order No. 4680 - June 1997

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: _____

b. _____

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X

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MAR 25 1999

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 3/4 19 99 at Petaluma, California

SIGNATURE: _____

PRINTED NAME: Steven (first name) C. (middle init.) Simmons (last name)

COMPANY NAME: City of Petaluma - Water DEPT.

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

1 The State of California, State Water Resources Control Board, Division of Water Rights issued the City of Petaluma an Order Approving changes in the purpose and use under the City of Petaluma's Pre-1914 Appropriative Water Right and Amending Statement of Water Diversion and Use No. 4680 in June of 1997

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE OF CALIFORNIA
THE RESOURCES AGENCY FOR CONSERVATION
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
STATEMENT OF WATER DIVERSION AND USE

S 4680

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water City of Petaluma - Water Department
Address City Hall, Petaluma, California

B. Name of body of water at point of diversion Adobe Creek 2-603-02-00-0
Tributary to Petaluma River

C. Place of diversion SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, Township 5N, Range 7W, M.D. B&M,
County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks: Sections as projected into Rowe's Petaluma Rancho Lot 316

D. Name of works Lawler Reservoir & Adobe Inman Intake

E. Capacity of diversion works 800 gallons per minute cubic feet per second
gallons per minute
gallons
acre-foot
Capacity of storage reservoir 74 million gallons
State quantity of water used each month in gallons or acre-feet: FOR 1969

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1969	18.6	20.2	20.6	20.2	19.8	19.1	19.4	18.4	17.4	19.6	19.8	19.6	232.7 MG

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years 243.7 million gallons gallons
acre-foot
Minimum annual water use in recent years 185.2 million gallons gallons
acre-foot

Type of diversion facility: gravity ☒, pump ☐

Method of measurement: weir ☒, flume ☐, electric power meter ☐, water meter ☒, estimate ☐

F. Purpose of use (what water is being used for) Domestic

G. General description or location of place of use (use sketch of section grid on reverse side if you desire).
City of Petaluma

H. Year of first use as nearly as known 1868

I. Name of person filing statement David A. Young
Position City Engineer Organization City of Petaluma
Address City Hall, Petaluma

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed January 7, 1969

Signature

David A. Young
David A. Young

See Instructions on Reverse Side

WRCS 40 (12-67)

• See reverse side



Cal/EPA

**State Water
Resources
Control Board**

**Division of
Water Rights**

Mailing Address:
P.O. Box 2000
Sacramento, CA
95812-2000

901 P Street
Sacramento, CA
95814
(916) 657-0408
FAX (916) 657-1485

City of Petaluma
P.O. Box 61
Petaluma, CA 94953

Gentlemen:

STATEMENT OF WATER DIVERSION AND USE NO. 4680--ADOBE CREEK
TRIBUTARY TO PETALUMA RIVER IN SONOMA COUNTY

Your petition for changes to the purpose and place of use under the claim of pre-1914 appropriative right identified in Statement of Water Diversion and Use No. 4680 has been approved. The changes are set forth in the enclosed order. In addition, please note the conditions in the Order that relates maximum entitlement and the bypass of Adobe Creek flows at the upper diversions dam.

If you have any questions, please write or call Whalen Toy at (916) 657-2039.

Sincerely,

ORIGINAL SIGNED BY

Mark L. Stretars, Chief
Application and Petition Unit #1

Enclosure

SURNAME



Pete Wilson
Governor

In Reply Refer
to:331:WT:S-4680

JUNE 27 1997

SURNAME
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Our mission is to preserve and enhance the quality of California's water resources, and ensure their proper allocation and efficient use for the benefit of present and future generations.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

**ORDER APPROVING CHANGES IN THE PURPOSE AND PLACE OF USE UNDER
THE CITY OF PETALUMA'S CLAIMED PRE-1914 APPROPRIATIVE WATER RIGHT
AND AMENDING STATEMENT OF WATER DIVERSION AND USE NO. 4680**

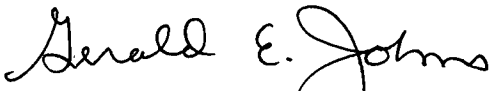
WHEREAS:

1. The City of Petaluma claims a pre-1914 appropriative right, commencing in 1868, to the surface flow of Adobe Creek in Sonoma County for the purpose of providing a municipal water supply to the City of Petaluma.
2. Statement of Water Diversion and Use No. 4680 was filed by the City of Petaluma with the State Water Resources Control Board on January 1, 1969.
3. A petition to change the purpose and place of use was filed on February 27, 1997 with the State Water Resources Control Board (SWRCB) pursuant to Water Code Section 1707. In its petition, the City requested that waters previously used for municipal purposes be dedicated to instream uses.
4. The City of Petaluma also submitted documentation to substantiate the claim of a pre-1914 appropriative right. However, the documentation failed to substantiate the quantities used by the City during each season since 1868.
5. The claim of a pre-1914 appropriative right is acknowledged for the purposes of this change order without quantifying the right by season. Although the right has not been quantified, in no instance can the maximum entitlement exceed the capacity of the previously existing Lawler Water Treatment Plant which was 1.2 cubic feet per second on a continuous basis.
6. The SWRCB has determined the petition to change the purpose and place of use does not:
 - a) constitute the initiation of a new right;
 - b) increase the amount of water the petitioner is entitled to use; or,
 - c) unreasonably affect or operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The purpose of use made under Statement of Water Diversion and Use No. 4680 be amended to: Instream Fish and Wildlife Habitat Enhancement and Recreation.
2. The place of use under Statement of Water Diversion and Use No. 4680 be amended from the City of Petaluma's service area to that reach of the Adobe Creek channel commencing at the City of Petaluma's historic point of diversion located within the SW¼ of SE¼ of Section 12, T5N, R7W, MDB&M, to the confluence of Adobe Creek and Petaluma River located within the NW¼ of NW¼ of Fractional Section 2, T4N, R7W, MDB&M.
3. The Upper Adobe Creek Diversion Dam of the City of Petaluma shall not obstruct the natural surface flows of Adobe Creek.

Dated: JUNE 27 1997


For Edward C. Anton, Chief
Division of Water Rights

DIVISION OF WATER RIGHTS

Subject S-4680 City of Petaluma

Division Personnel Whalen Toy

Date 5/30/97 Time 8:15 am

Application & Petition Unit #1

Personal	Where
----------	-------

Telephone 707 Number 778 4436

Individual(s)/Agency Contacted: Steve Simmons, PW Superintendent

Conversation Description: I telephoned Mr Simmons to inquire what is the status of the Lawler Reservoir and to discuss a maximum rate of diversion for the change order.

He informed me that the reservoir structure still exist and it was empty of water. There are structural problems with the facility and the Division of Dam Safety has been involved. The City has no plans to use the reservoir and is attempting to sell the site. So far there are no immediate buyers and the City will need to weigh its options, such as removing the storage gates and abandoning the facility.

I explained that our legal staff reviewed our first draft of the order to change and advised that we need to quantify the City's rate of diversion. I informed Mr Simmons that based on my review of the City's material submitted to support the Pre-1914 appropriation, I have recommended using the capacity of the Lawler Treatment Plant filter at 750,000 gpd or $2\frac{1}{2}$ cfs. In addition, we will drop the storage portion. Mr Simmons indicated he see no objection from his Department or the City Council.

Decision(s)

Action Items



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SURNAME



Cal/EPA

**State Water
Resources
Control Board**


901 P Street
Sacramento, CA
95814
(916) 657-
FAX (916) 657-1485



Pete Wilson
Governor

MEMORANDUM

TO: 1. Mark Stretars, Application & Petition Unit #1
2. Barbara Katz, OCC
3. File--Statement of Water Diversion and Use No. 4680
of City of Petaluma

FROM: 
Whalen Toy
Sanitary Engineering Associate
Application and Petition Unit #1
DIVISION OF WATER RIGHTS

DATE: May 29, 1997

SUBJECT: PETITION TO CHANGE PURPOSE OF USE AND PLACE OF USE IN
ACCORDANCE WITH SECTION 1707 OF WATER CODE

After reviewing the draft order to approve changes to the purpose of use and the place of use under City of Petaluma's (City) Statement of Water Diversion and Use No. 4680, Ms. Barbara Katz of the OCC advised Division staff of the need to quantify the City's diversion rate from Adobe Creek rather than stating a claim to the "entire flow" of the creek.

Based upon my review of the material the City furnished with the petition, the following points are considered in determining a maximum rate of diversion:

1. There is a document referring to a June 21, 1877 notice of a diversion of 100 inches from Adobe Creek and recorded in Volume B of Promiscuous Records of Sonoma County. The rate, one miner inch under a 4" head equals 1/50 of cfs, converts to 2.0 cfs.
2. Page 3-19 of the Investigation and Report of Municipal use for the City, dated December 1959, indicates a basic capacity at the treatment plant filter of 750,000 gallons per day (1.16 cfs). It also indicated the summer base flow of the Adobe Creek at 500,000 gallons per day (0.78 cfs).
3. A table accompanying the City's petition summarized the supplement reports for the Statement of Water Diversion and Use No. 4680. It indicated the maximum monthly is about 18.9 million gallons (0.97 cfs). A 12 month average is 16.7 million gallons or 0.86 cfs.

I recommend that in the Order for change under Statement of Water Diversion and Use No. 4680, we set the maximum rate based diverted on the treatment plants capacity of 750,000 gallon per day or 1.16 cfs. In addition, the Pre-1914 storage right at Lawler Reservoir is considered abandoned.

CONCUR:



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CONTACT REPORT

DIVISION OF WATER RIGHTS

Subject S-4680 City of Petaluma

STATE WATER RESOURCES CONTROL BOARD

Division Personnel Whalen Toy

Date 5/21/97 Time 10:55 am

Application & Petition Unit #1

Personal	Where
----------	-------

Telephone 707 Number 778 4436

Individual(s)/Agency Contacted: Steve Simmons, PW Superintendent

Conversation Description: I telephoned Mr Simmoms to clarify if the diversion dams still exist. He explained that lower dam was removed per DFG request. The upper dam is constructed of concrete block placed in the channel and the placement of flashboard for backing water to a turnout which conveys water to the offstream reservoir. The upper dam was inspected by Mr Cox of DFG and he had no concerns which demanded removal of the concrete blocks. I asked if there was an outlet pipe at the base of the dam, in which Mr Simmons indicate there was none. He indicated that the flashboards will not be installed and the water basically flows over the dam and downstream.

Decision(s)

Action Items



Cal/EPA

**State Water
Resources
Control Board**

**Division of
Water Rights**

Mailing Address.
P.O. Box 2000
Sacramento, CA
95812-2000

901 P Street
Sacramento, CA
95814
(916) 657-1359
FAX (916) 657-1485

54680



Pete Wilson
Governor

NOTICE OF PETITIONS

REQUESTING CHANGES IN WATER RIGHT PERMITS.

April 18, 1997

NOTICE: The purpose of this notice is to advise interested persons of petitions requesting changes to water right permits. This notice provides a summary of all petitions that have been reviewed and prepared for noticing during the month of March by the State Water Resources Control Board (SWRCB), Division of Water Rights (Division). Any person may file a protest against the changes proposed by the petition.

This notice provides a short summary of each petition and also provides instructions for filing a protest against the requested changes. If you would like additional information relating to a petition, or information relating to the procedure for filing a protest, please call the Engineer listed as the contact person for the specific petition. As of July 1, 1996 the "Notice of Petitions Requesting Change or Extension of Time" can be viewed and downloaded from E-mail at wrinfo@wrfs2.swrcb.ca.gov. The subject matter is: (PetitionNotice).

GENERAL INFORMATION: Persons diverting water from a stream must, in most cases, obtain a water right permit issued by the SWRCB, in accordance with provisions of the California Water Code. (People can also divert water from a stream under riparian rights or rights initiated prior to 1914.) A water right permit issued by the SWRCB defines the:

- . Stream or river that the water is diverted from;
- . Amount of water that can be diverted;
- . Season of the year during which the water can be diverted;
- . Point of diversion from the stream;
- . Place of use of the diverted water; and
- . Purpose of use.

In addition, the water right permit includes dates for completion of construction of the project and for putting the water to beneficial use. Any party having a water right permit must submit a petition and receive approval from the SWRCB to change the place of use, the purpose of use, point of diversion, or to request an extension in time to complete construction of the project or the use of water. The SWRCB must consider the potential impacts to other water users that could be affected by the proposed change and must also consider the potential environmental impacts that would result from the proposed change. The SWRCB must comply with the requirements of the California Environmental Quality Act prior to the approval of any petition.



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DESCRIPTION OF PETITIONS: The following provides a summary of all petitions for changes in water rights or extensions of time to put water to use. The petitions have been listed alphabetically by county. Please call the contact person if you would like additional information.

COUNTY	OWNER	APPL. #
Napa	Domaine Carneros LTD Longwood Ranch Corporation	A27121 A24944
Sonoma	City of Healdsburg City of Petaluma	A14068 S4680
Yolo	Colusa Drain Mutual Water Company	A16305

NOTICES WITHIN THE COUNTY OF NAPA

APPLICATION 27121 PERMIT: 18818 Issued on: April 1, 1983

APPLICANT: Domaine Carneros LTD
P.O. Box 5240
Napa, CA 94581

SOURCE(S): Huichica Creek tributary to Hudeman Slough thence
Second Napa Slough thence Napa River

POINT(S) OF DIVERSION: Within the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 25, T5N,
R5W, MDB&M

STORAGE AMOUNT: 48 acre-feet

MAXIMUM ANNUAL AMOUNT: 48 acre-feet

SEASON OF DIVERSION: November 15 to May 15

PURPOSE OF USE: Irrigation

PLACE OF USE: Described by 40 acre subdivision of the public
land survey is as follows:

25 acres within NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Projected Section 25, T5N, R5W,
MDB&M

35 acres within NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Projected Section 25, T5N, R5W,
MDB&M

30 acres within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Projected Section 25, T5N, R5W,
MDB&M

15 acres within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Projected Section 25, T5N, R5W,
MDB&M

15 acres within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Projected Section 30, T5N, R4W,
MDB&M

Total = 120 acres



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EXISTING PROJECT: Project is complete. Licensing inspection was conducted during 1995 and it was found that there has been changes to the permittee's water sources, addition of the points of diversion and rediversion, addition of an offstream storage reservoir, and changes in the location of acres irrigated.

PETITION FOR:

Change(s):

The number of points of diversions and water sources has been increased to three, including: Two Unnamed Streams tributary to Huichica Creek thence Hudeman Slough thence Second Napa Slough thence Napa River, and Huichica Creek tributary to Hudeman Slough.

The description for the points of diversion and/or points of rediversion be changed as follows:

Point of diversion and rediversion #1 is located South 1,500 feet and West 2,300 feet from NE corner of Projected Section 25, T5N, R5W, MDB&M, being within the SW¼ of NE¼ of Projected Section 25.

Point of diversion #2 to offstream storage is located South 1,600 feet and West 2,510 feet from NE corner of Projected Section 25, T5N, R5W, MDB&M, being within the SW¼ of NE¼ of Projected Section 25.

Point of diversion #3 to offstream storage is located South 2,000 feet and West 1,600 feet from NE corner of Projected Section 25, T5N, R5W, MDB&M, being within the SW¼ of NE¼ of Projected Section 25.

Change the description of the place of use as follows:

1 acre within SE¼ of SE¼ of Projected Section 24, T5N, R5W, MDB&M

20 acres within NE¼ of NE¼ of Projected Section 25, T5N, R5W, MDB&M

9 acres within NW¼ of NE¼ of Projected Section 25, T5N, R5W, MDB&M

26 acres within SW¼ of NE¼ of Projected Section 25, T5N, R5W, MDB&M

32 acres within SE¼ of NE¼ of Projected Section 25, T5N, R5W, MDB&M

10 acres within NW¼ of SE¼ of Projected Section 25, T5N, R5W, MDB&M

3 acres within NE¼ of SE¼ of Projected Section 25, T5N, R5W, MDB&M

5 acres within NW¼ of NW¼ of Projected Section 30, T5N, R4W, MDB&M

12 acres within SW¼ of NW¼ of Projected Section 30, T5N, R4W, MDB&M

2 acres within SE¼ of NW¼ of Projected Section 30, T5N, R4W, MDB&M

Total = 120 acres

Extension of Time: Permittee requests an extension of time through 1995 to include the year of maximum beneficial use.

CONTACT PERSON: Whalen Toy at (916) 657-2039.

APPLICATION 26944 PERMIT: 18752 Issued on: February 17, 1983

APPLICANT: Longwood Ranch Corporation
c/o Chantel de Coninck
1695 St. Helena Highway
St. Helena, CA 94574

SOURCE(S): Milliken Creek tributary to Napa River

POINT(S) OF DIVERSION: Within the NE¼ of NW¼ of Projected Section 35, T6N, R4W, MDB&M

STORAGE AMOUNT: 12.5 acre-feet with a maximum rate of diversion of 2.5 cubic feet per second to offstream storage

MAXIMUM ANNUAL AMOUNT: 12.5 acre-feet

SEASON OF DIVERSION: January 1 to April 15

PURPOSE OF USE: Frost Protection

PLACE OF USE: Described by 40 acre subdivision within T6N, R4W, MDB&M of the public land survey as follows:

15 acres within SW¼ of SW¼ of Projected Section 26
14 acres within SE¼ of SW¼ of Projected Section 26
6 acres within NW¼ of NW¼ of Projected Section 35
28 acres within NE¼ of NW¼ of Projected Section 35
4 acres within SE¼ of NW¼ of Projected Section 35
8 acres within NW¼ of NE¼ of Projected Section 35

Total = 75 acres

EXISTING PROJECT: The offstream reservoir is constructed and is filled with groundwater. The vineyard is in place and is being irrigated by the groundwater.

PETITION FOR:

Change(s): Permittee seeks to add irrigation as a purpose of use.

Extension of Time: Permittee requests an extension of time to complete construction and develop the full beneficial use of the water authorized under this permit

Contact Person: Whalen Toy at (916) 657-2039.



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NOTICES WITHIN THE COUNTY OF SONOMA

APPLICATION 14068 PERMIT: 8594 Issued on: May 31, 1951

APPLICANT: City of Healdsburg
P.O. Box 578
Healdsburg, CA 95448

SOURCE(S): Dry Creek Underflow tributary to Russian River

POINT(S) OF DIVERSION: Two wells within the NW¼ of SE¼ of
Projected Section 20, T9N, R9W, MDB&M

DIRECT DIVERSION RATE: 1 cubic foot per second (Well #1 at
0.5 cubic foot per second and Well #2 at 0.5 cubic foot
per second)

SEASON OF DIVERSION: April 1 to November 1

MAXIMUM ANNUAL USE: Limited to a total annual diversion of
2,840 acre-feet per year under City of Healdsburg's Permit 7847
(Application 13217), Permit 8594 (Application 14068), and
Permit 11039 (Application 17121)

PURPOSE OF USE: Municipal

PLACE OF USE: City of Healdsburg Service Area, covering 4,800
acres located within Sections 8,9,15,16,17,20,21,22,27,28, and
29, T9N, R9W, MDB&M, as shown on maps on file with the State
Water Resources Control Board.

EXISTING PROJECT: The wells at the present Dry Creek well site
have not be utilized since 1984 because of water quality problems
and restrictions imposed on the wells by the Department of Health
Services. The permittee has developed plans for new well sites
downstream of the existing well site on Dry Creek. Water will be
used to augment the current supplies for the city of Healdsburg.
Current water supplies to the City's service area are pumped from
the underflow of the Russian River under Permits 7847 and 11039
and supplemental water (up to 4,440 acre-feet) is obtained from
Sonoma County Water Agency under contract.

Existing actions pending before the State Water Resources Control
Board, but not subject to consideration under this notice,
include: 1) a 1992 petition requesting expansion of the place of
use, and 2) a 1992 petition requesting extension of time to
complete construction and develop full beneficial use of the
water. These petitions relate to all three of the permits held
by the City of Healdsburg.

PETITION FOR:

Change(s): Permittee seeks to add four new well site locations
as points of diversion and identify the location of one of the
existing wells. The five points of diversion are located by the
following California Coordinates System:



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Dry Creek 1 - North 341,740 feet, East 1,748,906 feet, Zone 2.
(SW¼ of NE¼ of Projected Section 29, T9N, R9W,
MDB&M)

Dry Creek 2 - North 341,618 feet, East 1,749,138 feet, Zone 2
(SW¼ of NE¼ of Projected Section 29, T9N, R9W,
MDB&M)

Dry Creek 3 - North 341,937 feet, East 1,748,845 feet, Zone 2
(SW¼ of NE¼ of Projected Section 29, T9N, R9W,
MDB&M)

Dry Creek 4 - North 342,323 feet, East 1,749,603 feet, Zone 2
(NW¼ of NE¼ of Projected Section 29, T9N, R9W,
MDB&M)

Dry Creek 5 - North 342,819 feet, East 1,748,406 feet, Zone 2
(NW¼ of NE¼ of Projected Section 29, T9N, R9W,
MDB&M)

Extension of Time: None

Contact Person: Whalen Toy at (916) 657-2039.

STATEMENT OF WATER DIVERSION AND USE: 4680

FILED: January 1, 1969

CLAIMANT: City of Petaluma
P.O. Box 61
Petaluma, CA 94953

SOURCE(S): Adobe Creek tributary to Petaluma River

POINT(S) OF DIVERSION: Within the SW¼ of SE¼ of Section 12, T5N,
R7W, MDB&M

DIRECT DIVERSION RATE: Entire stream flow of Adobe Creek

SEASON OF DIVERSION: January 1 to December 31

PURPOSE OF USE: Municipal

PLACE OF USE: City of Petaluma service area

YEAR OF FIRST USE: 1868

EXISTING PROJECT: Since 1868, the City of Petaluma (City) has diverted the entire flow of Adobe Creek to supply the municipal requirements of the service area of the City. In 1993, the waters of Adobe Creek did not meet the new surface water drinking standards issued by the Department of Health Services. As a result, the City evaluated several alternatives to provide potable drinking water to its service area and concluded that a new treatment plant would be cost prohibitive. The City is now providing potable water supplies from wells and other sources. In recognition of its public trust responsibilities, the City has

allowed the water to flow down the channel for the enhancement of the riparian corridor and aquatic habitat of the creek.

PETITION FOR:

Change(s): Under Section 1700 and 1707 of the California Water Code, the City of Petaluma requests a change in the character and place of use of its historic use of water, under claim of pre 1914 appropriative water rights. If approved, the city proposes to leave the water in the stream channel to preserve the riparian corridor and enhance the fish and wildlife resources of Adobe Creek from the historic point of diversion located within the SW¼ of SE¼ of Section 12, T5N, R7W, MDB&M to the confluence of Adobe Creek with the Petaluma River.

Extension of Time: None

Contact Person: Whalen Toy at (916) 657-2039.

NOTICES WITHIN THE COUNTY OF YOLO

APPLICATION 16305 LICENSE: 12087 Issued on: January 30, 1987

APPLICANT: Colusa Drain Mutual Water Company
c/o Murray, Burns, and Kienlen
1616 29th Street, Suite 300
Sacramento, CA 95816

SOURCE(S): Sacramento River tributary to Suisun Bay

POINT(S) OF DIVERSION: Within the NW¼ of SW¼ of Section 14, T11N, R2W, MDB&M

SECONDARY POINTS OF REDIVERSION: The 23 locations are as follows:

Points of rediversion (PORD) 1 through 7 are in Colusa County, while points of rediversion 8 through 22 are in Yolo County.. Points of rediversion 1 through 16 are on Colusa Basin Drainage, northwest of the town of Knights Landing while points 17 through 22 are on the Knight Landing Ridge Cut, southeast of the town of Knights Landing. The Townships and Range are as follows:

<u>PORD No.</u>	<u>Township & Range, MDB&M</u>
1 to 5	T13N, R1W
6	T13N, R1E
7	T13N, R1W
8 & 9	T12N, R1W
10 to 12	T12N, R1E
13 & 13A	T11N, R1E
14 to 16	T11N, R2E
17	T11N, R2E
18 to 22	T10N, R3E

DIRECT DIVERSION RATE: 36 cubic feet per second



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SEASON OF DIVERSION: April 1 to June 30

MAXIMUM ANNUAL USE: 3,660 acre-feet

PURPOSE OF USE: Irrigation

PLACE OF USE: 14,444 acres along the Colusa Basin Drainage Canal and Knights Landing Ridge Cut, as shown on maps on file with the State Water Resources Control Board.

EXISTING PROJECT: The existing license authorizes diversion from the Sacramento River at the Knights Landing Outfall Gates. The license authorizes conveyance of Sacramento River water via the Colusa Basin Drain and the Knights Landing Ridgecut to 23 secondary points of redirection to serve 14,444 acres.

The pumping plant at the Knights Landing Outfall Gates needs repair and has not been operational for a number of years. During some of those years, water was not available for diversion under the license. During other years return flows have decreased and supplemental water from the Sacramento River is needed to meet the petitioners needs.

The petitioner has utilized the pumping facilities of Maxwell Irrigation District for conveying purchased water and surface water authorized under a temporary urgency change approved by the State on April 4, 1996. The diversion under the temporary urgency change expired on June 30, 1996.

PETITION FOR:

CHANGES:

1. The Petitioner seeks to add movable points of diversion (POD's) along the Sacramento River, starting at the Tehama-Colusa Canal Intake (SE¼ of NE¼ of Section 33, T27N, R3W, MDB&M) and extending downstream to the Knights Landing Outfall Gates (NW¼ of SW¼ of Section 14, T11N, R2W, MDB&M). The majority of the proposed diversion sites will be existing facilities along the River and all sites will have Department of Fish and Game (DFG) approved fish screens. Negotiations for access will be undertaken with the owners of each facility and approval of both the State Water Resources Control Board (SWRCB) and DFG will be required prior to beginning any diversion. Presently the petitioner seeks to utilize the existing pump site operated by the Maxwell Irrigation District, being within the NW¼ of NE¼ of Projected Section 12, T17N, R2W, MDB&M.

2. Change the place of use to cover a net irrigable area of 14,440 cres within the 57,700 acre gross service area of the Colusa Drain Mutual Water Company. The area of use is within the Colusa Basin Drain watershed, being within T20N, R2W, MDB&M and T9N, R3E, MDB&M.

3. Petitioner requests movable points of redirection (PORD's) within:

- a. The Colusa Basin Drain, from NE¼ of NW¼ of Section 53, T20N, R2W, MDB&M south to the NE¼ of NW¼ of Section 14, T11N, R2E, MDB&M;



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- b. The Knights Landing Cut, from the SE¼ of SE¼ of Section 15, T11N, R2E, MDB&M to the SE¼ of SW¼ of Section 8, T10N, R2E, MDB&M; and,
- c. The Tule Canal, from the SE¼ of SW¼ of Section 8, T10N, R2E, MDB&M to the SE¼ of SE¼ of Section 36, T9N, R3E, MDB&M.

All points of redirection will be subject to SWRCB and DFG approval prior to the taking of water. Installation of fish screens will be required by DFG at each of the pump sites.

EXTENSION OF TIME: None

CONTACT PERSON: Whalen Toy at (916) 657-2039.

PROCEDURES FOR FILING PROTESTS:

Any person may file a protest against the changes proposed in a petition. A protest must be filed with the SWRCB within 30 days of the date of this notice. Protests may be based on any of the factors listed below; however, the protest must demonstrate that the proposed change will:

- . Injure existing water rights; or
- . Have adverse environmental impact; or
- . Not be in the public interest; or
- . Be contrary to law; or
- . Not be within the jurisdiction of the SWRCB.

All protests must clearly describe the objections to approval of the petition and the factual basis for those objections. If the objection is based on injury to existing water rights, the protest must describe the specific injury to the existing water right that would result from approval of the changes proposed by the petition. In addition, the party claiming injury to prior water rights must provide specific information that describes the basis of the existing right, the date the use began, the quantity of water used, the purpose of use, and the place of use. If the protest is based on environmental grounds, or other factors listed above, the protest must be accompanied by a statement of facts supporting the basis of the protest. If sufficient information is not submitted, the SWRCB may reject the protest or request that the protestant submit additional information.

The Division will not accept protests that are directed against the underlying water right, rather than the change proposed by the petition.

A protest should be submitted on a standard protest form available from the SWRCB, but can be submitted in letter form. Protests may be submitted by FAX (916 657-1485), but an original copy of the protest must also be submitted to the SWRCB. An informational pamphlet is available that provides additional information relating to water rights and the procedure for filing protests. Please contact the person listed below if you would like a copy of the pamphlet or protest forms.

The SWRCB may grant an extension in time to file a protest, for good cause. A request for an extension of time must be submitted in a timely manner, must specify the additional time required, and must state why additional time is needed to file the protest.

RESOLUTION OF PROTESTS

A copy of the protest must be sent to the person submitting the petition. The protest shall include a description of any measures that could be taken to resolve the protest, including conditions that could be included in the water right order. The person submitting the protest is encouraged to meet with the person submitting the petition to discuss methods that could be used to resolve the protest. If the protest can not be resolved, SWRCB staff may conduct a field investigation with all interested parties or may hold a water right hearing.

CONTACT PERSON

Please contact the staff person listed below if you would like a copy of any pamphlets, protest forms, or to request an extension of time to file a protest.

- . For information regarding protests and time extensions, please call the contact person designated under the application of interest.
- . For information regarding the California Environmental Quality Act (CEQA), call Mike Falkenstein (916) 657-1377.

NOTICE DATE: April 18, 1997



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INTERNAL DISTRIBUTION

Ed Anton
R. Johnson

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A000576

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A001589

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A000880A
SUTTER MUTUAL WATER COMPANY
PO BOX 128
ROBBINS CA 95676

A000880B
OJI BROTHERS, A CO-PARTNERSHIP
8547 SAWTELLE AVENUE
YUBA CITY CA 95991

A000880C
OJI BROTHERS, A CO-PARTNERSHIP
8547 SAWTELLE AVENUE
YUBA CITY CA 95991

A001160
LAMB, FRANK TRUST

A001758
SUTTER MUTUAL WATER COMPANY
P O BOX 128
ROBBINS CA 95676

A001763
SUTTER MUTUAL WATER COMPANY
PO BOX 128
ROBBINS CA 95676

A001769
SUTTER MUTUAL WATER COMPANY
P O BOX 128
ROBBINS CA 95676

A001772
SUTTER MUTUAL WATER COMPANY
P O BOX 128
ROBBINS CA 95676

A003195
SUTTER MUTUAL WATER COMPANY
P O BOX 128
ROBBINS CA 95676

A004355
FRYE ESTATE TRUST
3699 COLUSA HIGHWAY
YUBA CITY CA 95991

A007886
SUTTER MUTUAL WATER COMPANY
P O BOX 128
ROBBINS CA 95676

A009760
SUTTER MUTUAL WATER COMPANY
PO BOX 128
ROBBINS CA 95676

A010658
SUTTER MUTUAL WATER COMPANY
P O BOX 128
ROBBINS CA 95676

A011953
SUTTER MUTUAL WATER COMPANY
P O BOX 128
ROBBINS CA 95676

A012470
LAMB, FRANK TRUST

A014584
FRANK LAMB TRUST
PO BOX 610
WOODLAND CA 95695

A016677
SUTTER MUTUAL WATER COMPANY
PO BOX 128
ROBBINS CA 95676

US BLM, FOLSOM DIST OFFICE
63 NATOMA STREET
FOLSOM CA 95630

BARTKIEWICZ, KRONICK & SHANAHAN
1011 22ND STREET, SUITE 100
SACRAMENTO CA 95816-4907

USAED, SACRAMENTO
REG SECTION, NEVADA/SIERRA
1325 J STREET
SACRAMENTO CA 95814-2922

US FISH & WILDLIFE SERVICE
SACRAMENTO OFFICE
2800 COTTAGE WAY, E 1803
SACRAMENTO CA 95825

BIGGS-WEST GRIDLEY WATER DIST
1713 WEST BIGGS-GRIDLEY RD
GRIDLEY CA 95948

ENVIRONMENTAL ADVOCATES
W. 2ND & CHERRY STREETS, CSUC
CHICO CA 95926-0750

US BLM, REDDING RESOURCES AREA
355 HEMSTED DR
REDDING CA 96002

BUTTE COUNTY COUNSEL
C/O S MINASIAN
25 COUNTY CENTER DRIVE
OROVILLE CA 95965

GLENN-COLUSA IRRIGATION DIST
P.O. BOX 150
WILLOWS CA 95988

SACRAMENTO VALLEY CHAPTER, CNPS
1755 4TH AVENUE
SACRAMENTO CA 95818

US BLM, UKIAH DIST MGR
2550 NORTH STATE STREET
UKIAH CA 95482-3023

SACRAMENTO COUNTY
WATER RESOURCE DIVISION
827 7TH STREET, ROOM 301
SACRAMENTO CA 95814

CALIF DEPT OF TRANSPORTATION
C/O HYDRAULICS
P.O. BOX 494040
REDDING CA 96049-4040

JOSEPH J BELL
P.O. BOX 2238-350 CROWN POINT CIRCLE
GRASS VALLEY CA 95945 STE 250

YOLO CO FLOOD CTL & WTR CONSER
GENERAL MANAGER
34274 STATE HIGHWAY 16
WOODLAND CA 95695

NAPA VALLEY WINE TRAIN INC
C/O V DEDOMENICO
1135 MONTICELLO RD
NAPA CA 94558

TRINITY COUNTY
C/O GREGORY A THOMAS & ASSOC
1055 FORT CRONKHITE
SAUSALITO CA 94965

DAN KEPPEL
TEHAMA CO F C & W C DISTRICT
9380 SAN BENITO AVE
GERBER CA 96035

134

A000771
CHARLES YERXD
P.O. BOX 269
COLUSA, CA 95932

FERDINAND ERDMAN ## A006672
C/O JAMES R ERDMAN
8661 CERES AVENUE
KNIGHTS LANDING, CA 95645

A000190
HUNTER NENE RANCHO COMPANY
C/O T GRIFFIN
P.O. BOX 2393
TURLOCK, CA 95380

A011274
A & F BOEGER CORPORATION
891 HAZEL STREET
GRIDLEY, CA 95948

JOSEPH J BELL
350 CROWN POINT CIRCLE
GRASS VALLEY, CA 95945

Arreguin, Salvador & Donna
494 Westside Road
Healdsburg, CA 95448

Latherine Barrett Trust
P.O. Box 205
Healdsburg, CA 95448

Aulieu Vineyards, Inc.
c/o Drew Aspegren
176 Main Street, Suite B
St. Helena, CA 94574

Beckstoffer Ranches, Inc.
c/o Drew Aspegren
176 Main Street, Suite B
St. Helena, CA 94574

Buena Vista Winery, Inc
P.O. Box 182
Sonoma, CA 95476

Byron & Joan Bennett
510 Westside
Healdsburg, CA 95448

CA Dept. of Health Services
c/o Bruce H. Burton
50 D Street, Suite 200
Santa Rosa, CA 95404

Frank & Lena Carraro
4192 Mission St
San Francisco, CA 94123

Bill & Lena Caudle
1002 Sunnyside Dr
Healdsburg, CA 95448

Jon W. Elvin
P.O. Box 28
Healdsburg, CA 95448

George W. Gillemot
P.O. Box 370
Glenbrook, NV 89413

Ezequiel & Elida Guzman
P.O. Box 684
Windsor, CA 95492

Milla L. Handley et.al
2500 El Camino Real
Palo Alto, CA 94306

Patrick Hendren et.al
724 EAST 1800 North
MONTVIEW, CA
ID
83435

Cona Irwin Trust et.al
500 Westside Road
Healdsburg, CA 95448

Charles W. Kreck Trust
3150 Mill Creek Road
Healdsburg, CA 95448

Madrona Manor
P.O. Box 818
Healdsburg, CA 95448

A. Paul Martinez
P.O. Box 1411
Healdsburg, CA 95448

John & Mary M. McDonald
779 Westside Road
Healdsburg, CA 95448

Lidia Molinari et.al
824 Healdsburg Ave
Healdsburg, CA 95448

City of Petaluma
P.O. Box 61
Petaluma, CA 94953

Rigi Vineyards
5223 Big Ranch Road
Napa, CA 94558

RECORD OF FEES
RECEIVED

ANNUAL

PERMIT

EXTENSION

DFG

4/12/97, \$850.⁰⁰

CHANGE

KEEP ON TOP

Stmnt
4680



STATE OF CALIFORNIA-THE RESOURCES AGENCY
DEPARTMENT OF FISH AND GAME
ENVIRONMENTAL FILING FEE CASH RECEIPT
DFG 753.5a (6-91)

47083

Lead Agency: _____ Date: 4/2/97
County/State Agency of Filing: SWR 13 Document No.: _____
Project Title: (Statement) 4680 (4680)
Project Applicant Name: City of Petaluma Phone Number: _____
Project Applicant Address: _____
Project Applicant (check appropriate box): Local Public Agency ☐ School District ☐ Other Special District ☐
State Agency ☐ Private Entity ☒

CHECK APPLICABLE FEES:

() Environmental Impact Report	\$850.00	\$ _____
() Negative Declaration	\$1,250.00	\$ _____
<input checked="" type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only)	\$850.00	\$ <u>850 -</u>
() Projects Subject to Certified Regulatory Programs	\$850.00	\$ _____
() County Administrative Fee	\$25.00	\$ _____
() Project that is exempt from fees		

TOTAL RECEIVED

\$ 850 -

Signature and title of person receiving payment: M.C. Singleton

FIRST COPY-PROJECT APPLICANT

SECOND COPY-DFG/FASB

THIRD COPY-LEAD AGENCY

FOURTH COPY-COUNTY/STATE AGENCY OF FILING

04680

~~Office of Planning and Research
State Clearinghouse
1400 Tenth Street
Sacramento, CA 95814~~

Initials Date

() **Notice of Determination** for mitigated negative declaration
\$1250 fee payable to Dept. of Fish and Game

() _____ **Notice of Determination** for Environmental Impact Report
\$850 fee payable to Dept. of Fish and Game

() _____ **Notice of Determination** for de minimus negative declaration &
No fee required when SWRCB is Responsible agency

() _____ **Notice of Exemption**
No fee required

(X) ny 4/15/97 Project declared exempt
No document needs to be sent to the STATE CLEARINGHOUSE

Application Number 04680

- ☐ New Application
☒ Change Petition
☐ Time Extension

DECLARATION OF EXEMPTION

The Environmental Section has determined that the subject project will not require a Negative Declaration or an Environmental Impact Report. This project is declared exempt in accordance with Section 15062 of the California Environmental Quality Act (CEQA) Guidelines. No formal Notice of Exemption will be issued in accordance with the April 28, 1987 directive from the Chief of the Division of Water Rights.

REASON WHY PROJECT EXEMPT:

1. The project involves minor alternations in the condition of land, water and/or vegetation which do not result in significant loss of mature natural vegetation (e.g., unique habitat, mature scenic trees, riparian vegetation or marshland.
 2. This project will not cause significant adverse impacts on any sensitive environment and will not result in significant cumulative impacts.
 3. There are no protests.
 4. No unresolved written objection by the Department of Fish and Game has been received stating that the project may impair instream beneficial uses.
 5. The purpose of the project is to provide water for instream beneficial uses and watershed management.
-

Michael Falgoutstein 4/15/97
Chief, Date
Environmental Section

(AS-472, 11/94)

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: CITY OF PETALUMA-WATER DEPT

CITY OF PETALUMA-WATER DEPT
PO BOX 61
PETALUMA, CA 94953

STATEMENT NO: S004680

SOURCE: ADOBE CREEK
TRIBUTARY TO: PETALUMA RIVER
COUNTY: SONOMA
DIVERSION

TELEPHONE NUMBER:
(707) 778-4345
YEAR OF FIRST USE: 1868
PARCEL NO:

WITHIN: SW¼ OF SE¼ SECTION 12, T5N, R7W, MB&M.

A. Water is used under: Riparian claim _____; Pre 1914 right X _____; Other (explain) _____

B. Year of first use (Please provide if missing above) 1868

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ (other) Million of Gallons

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2
1994	"	"	"	"	"	"	"	"	"	"	"	"	201.2
1995	"	"	"	"	"	"	"	"	"	"	"	"	201.2

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) Fish and wildlife habitat enhancement. A petition for change
(Water Code 1707) has been submitted to the SWRCB-DWR.

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Water amounts are based on highest 3 years running average 1973, 1974, 1975.

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6-11, 1997, at City of Petaluma, California

SIGNATURE: _____

PRINTED NAME: Steven Clark Simmons
(FIRST NAME) (M NAME) (LAST NAME)

COMPANY NAME: City of Petaluma, Public Works Department - Water Division

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.



City of Petaluma

11 English Street
Post Office Box 61 -- Petaluma, California 94953

WT 54680

Mayor

M. Patricia Hilligoss

Vice Mayor

Jane Hamilton

Councilmembers

David Keller
Matt Maguire
Nancy C. Read
Mary Stompe
Pamela Torliatt

Public Works Department

Water Division

(707) 778-4392

Fax (707) 778-4508

February 27, 1997

Barbara Katz
State Water Resources Control Board
Division of Water Rights
P.O. Box 100
Sacramento, CA 95814

David G. Cornelius
State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

RE: City of Petaluma Petition for Change

Dear Ms. Katz and Mr. Cornelius:

Please find enclosed a Petition for Change for the City of Petaluma Pre-1914 claim to the waters of Adobe Creek as well as supporting documentation. Thank you very much for the time you recently spent with me and Richard Rudnansky, City Attorney, regarding the City of Petaluma's Petition for Change involving waters of Adobe Creek. We certainly appreciated your time, consideration, and guidance with respect to preparation of this petition.

This matter was brought before the City Council and authority was granted to submit the petition. Due to the time that Mr. Rudnansky and I spent with you regarding this specific situation in Petaluma, it is our hope that you will be assigned to this matter so that a duplication of effort may be avoided. If any further information is required, please call me at (707) 778-4392 and I'll be happy to expeditiously supply it.

Again, thank you for your assistance and anticipated further cooperation.

Very truly yours,

Steve Simmons
Public Works Superintendent

Enclosure

cc: Gene Beatty
Richard Rudnansky
simmon97/kc

STATE WATER RESOURCES
CONTROL BOARD

97 MAR -4 PM 3:43

DIV. OF WATER RIGHTS
SACRAMENTO

original



PETITION FOR CHANGE
(WATER CODE 1700)

☒ Point of Diversion ☐ Point of Rediversion ☒ Place of Use ☒ Purpose of Use

Application _____ Permit _____ License _____ Statement or Other Pre 1914 Claim

I (we) hereby petition for change(s) noted above and shown on the accompanying map and described as follows:

Point of Diversion or Rediversion (Give coordinate distances from section corner or other ties as allowed by Cal CR 715, and the 40 - acre sub-division in which the present & proposed points lie.)

Present Within SW 1/4 of SE 1/4 Section 12, T5N, R7W, MB&M

Proposed Instream

Place of Use (If irrigation, then state number of acres to be irrigated within each 40 - acre tract.)

Present City of Petaluma

Proposed Adobe Creek

Purpose of Use

Present Municipal

Proposed Instream beneficial uses and watershed management

Does the proposed use serve to preserve or enhance wetlands habitat, fish and wildlife resources, or recreation in or on the water (See WC 1707)? yes
(yes/no)

• GIVE REASON FOR PROPOSED CHANGE: Public interest and recognition of Public Trust Responsibilities. See Attachment #2 (City Council Resolution)

• WILL THE OLD POINT OF DIVERSION OR PLACE OF USE BE ABANDONED? yes. The City will be served by reused treated effluent (WG 1010, 1212), groundwater (WC01011151)
• WATER WILL BE USED FOR Fish and wildlife habitat enhancement PURPOSES.

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of ownership and written agreement. Proposed place of use is instream and along the riparian corridor adjacent thereto.
If by lease or agreement, state the name and address of party(s) from whom access has been obtained downstream to the Petaluma River.

See attachment #1 (APN's and owners' name(s) of properties along Adobe Creek.)

Give name and address of any person(s) taking water from the stream between the present point of diversion or rediversion and the proposed point of diversion or rediversion, as well as any other person(s) known to you who may be affected by the proposed change.
See attachment #1 (APN's and owners name(s) of properties along Adobe Creek.)

THIS CHANGE DOES NOT INVOLVE AN INCREASE IN THE AMOUNT OF THE APPROPRIATION OR SEASON OF USE.

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated: Feb 11, 19 97 at Petaluma, California

Signature(s)

Telephone No.

NOTE: A \$100 filing fee made payable to the State Water Resources Control Board (SWRCB) and a \$850 fee made payable to the Department of Fish and Game (DFG) must accompany a petition for change. Upon filing this petition with the SWRCB, Water Code Section 1703 requires you to also notify the DFG in writing of your proposed change. A copy sent to the DFG will normally fulfill this requirement.

3/4/97
DFG \$850.00
dw

3/4/97
\$100.00
dw

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
901 P Street, Sacramento
P. O. Box 2000, Sacramento, CA 95812-2000

DIV. OF WATER RIGHTS
SACRAMENTO

97 MAR -4 PM 3:43

PETITION FOR CHANGE
ENVIRONMENTAL INFORMATION

(THIS IS NOT A CEQA DOCUMENT)

APPLICATION NO. _____ PERMIT NO. _____ LICENSE NO. Pre-1914 Right

The following information will aid in the environmental review of your change petition as required by the California Environmental Quality Act (CEQA). IN ORDER FOR YOUR CHANGE PETITION TO BE ACCEPTED AS COMPLETE, ANSWERS TO THE QUESTIONS LISTED BELOW MUST BE COMPLETED TO THE BEST OF YOUR ABILITY. Failure to answer all questions may result in your change petition being returned to you, causing delays in processing. If you need more space, attach additional sheets. Additional information may be required from you to amplify further or clarify the information requested in this form.

DESCRIPTION OF CHANGES TO PROJECT

1. Provide a description of the proposed changes to your project, including but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, changes in land use, and project operational changes, including changes in how the water will be used.

The City of Petaluma has an existing Pre-1914 claim for the diversion and use of the waters of Adobe Creek tributary to the Petaluma River in the County of Sonoma. The City has recently replaced the need to divert the waters of Adobe Creek by re-use of effluent and from other sources. Due to high public interest and in recognition of Public Trust responsibilities, the City respectfully petitions the Board to change the use of this water from a domestic water supply to fish and wildlife habitat enhancement and recreation. This will be an instream use for these purposes. A Resolution of the Petaluma City Council is attached to this Petition expressing these desires. A copy of the City's most recent Supplemental Statement of Water Diversion and use for the Adobe Creek source detailing the amount of water claimed under its Pre-1914
WR 1-4 (4/94) right is also attached. These amounts are the subject of this
Petition.

GOVERNMENTAL REQUIREMENTS

Before a final decision can be made on your change petition, we must consider the information contained in an environmental document prepared in compliance with the requirements of CEQA. If an environmental document has been prepared for your proposed changes by another agency, we must consider it. If one has not been prepared, a determination must be made as to who is responsible for the preparation of the environmental document for your change petition. The following questions are designed to aid us in that determination.

2. Contact your county planning or public works department for the following information:

(a) Person contacted Jennifer Barrett Date of contact 5-30-96

Department City of Petaluma Planning Telephone (707) 778-4317

(b) Assessor's Parcel No. See attached list.

(c) County Zoning Designation Various

(d) Are any county permits required for your proposed changes? No
If you answered yes, check appropriate spaces below:
 Grading Permit, Use Permit, Watercourse
Obstruction Permit, Change of Zoning, General Plan
Change, Other (explain):

(e) Have you obtained any of the required permits described above? N/A
If you answered yes, provide a complete copy of each permit obtained.

3. Are any additional state or federal permits required for your proposed changes? No [i.e., from Federal Energy Regulatory Commission, U.S. Forest Service, Bureau of Land Management, Soil Conservation Service, Department of Water Resources (Division of Safety of Dams), Reclamation Board, Coastal Commission, State Lands Commission, etc.] For each agency from which a permit is required provide the following information:

Permit type

Person(s) contacted Agency

Date of contact Telephone ()

4. Has any public agency prepared an environmental document for any aspect of your proposed changes? exempt

If so, please submit a copy of the latest environmental document(s) prepared, including a copy of the notice of determination adopted by the public agency. If not, explain below whether you expect that a public agency other than the State Water Resources Control Board will be preparing an environmental document for your change petition or whether the applicant, if it is a California public agency, will be preparing the environmental document for your change petition:

Determination of exemption is attached. (See Resolution.)

Note: When completed, please submit a copy of the final environmental document (including notice of determination) or notice of exemption to the State Water Resources Control Board. Processing of your change petition cannot proceed until such documents are submitted.

5. Will your proposed changes, during construction or operation, generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or cause erosion, turbidity or sedimentation? No If so, explain: _____

If you answered yes or you are unsure of your answer, contact your local Regional Water Quality Control Board for the following information (See attachment for address and telephone number):

Will a waste discharge permit be required for your petition? No

Person contacted _____ Date of contact _____

What method of treatment and disposal will be used? _____

6. Have any archeological reports been prepared on this project, or will you be preparing an archeological report to satisfy another public agency? No

Do you know of any archeological or historic sites located within the general project area? No If so, explain: _____

ENVIRONMENTAL SETTING

- * 7. Attach THREE COMPLETE SETS of color photographs, clearly dated and labeled, showing the vegetation currently existing at the following locations:

- (a) Along the stream channel immediately downstream from the proposed point(s) of diversion
- (b) Along the stream channel immediately upstream from the proposed point(s) of diversion
- (c) At the place(s) where the water is to be used

Note: It is very important that you submit no less than three complete sets of photographs as required above. If less than three sets are submitted, processing of your change petition will be delayed until you furnish the remaining sets!

8. From the list given below, mark or circle the general plant community types which best describe those which occur within your project area (Note: See footnote denoted by * under Question 11 below):

Tree Dominated Communities

Subalpine Conifer
Red Fir
Lodgepole Pine
Mixed Conifer
 Sierran Mixed Conifer
 White Fir
 Klamath Mixed Conifer
Douglas-Fir
Jeffrey Pine
Ponderosa Pine
Eastside Pine
Redwood
Pinyon-Juniper
Juniper
Aspen
Closed-Cone Pine-Cypress
Montane Hardwood-Conifer
Montane Hardwood
Valley Foothill Hardwood
 Blue Oak Woodland
 Valley Oak Woodland
 Coastal Oak Woodland
Valley Foothill Hardwood-Conifer
 Blue Oak-Digger Pine
Eucalyptus
Montane Riparian
* Valley Foothill Riparian
Desert Riparian
Palm Oasis
Joshua Tree

Shrub Dominated Communities

Alpine Dwarf-Shrub
Low Sage
Bitterbrush
Sagebrush
Montane Chaparral
Mixed Chaparral
Chamise-Redshank Chaparral
Coastal Scrub
Desert Succulent Shrub
Desert Wash
Desert Scrub
Alkali Desert Scrub

Herbaceous Dominated Communities

Annual Grassland
Perennial Grassland
Wet Meadow
Fresh Emergent Wetland
Saline Emergent Wetland
Pasture

Aquatic Communities

Riverine
Lacustrine
Estuarine
Marine

Developed Communities

Cropland
Orchard-Vineyard
Urban

Literature source: Mayer, K.E., and W.F. Lauder, Jr., (eds). 1988. A Guide to Wildlife Habitats of California. California Department of Forestry and Fire Protection, Sacramento. 166 pp. (Note: You may view a copy of this document at our public counter at the address given at the top of this form or you may purchase a copy by calling the California Department of Fish and Game, Wildlife Habitat Relationships (WHR) Program, at 916/653-7203)

9. Provide below an estimate of the type, number, and size (trunk/stem diameter at chest height) of trees and large shrubs that are planned to be removed or destroyed due to implementation of the proposed changes. Consider all aspects of your change petition, including changes in diversion structures, water distribution and use facilities, and changes in the places of use due to additional water development.

N/A

FISH AND WILDLIFE CONCERNS

10. Identify the typical species of fish which occur in the source(s) from which you propose to divert water and discuss whether or not any of these fish species or their habitat has been or would be affected by your proposed changes. (Note: See footnote denoted by * under Question 11 below):

Steelhead and salmon are present in the creek. These fish make spawning runs up Adobe Creek and also live in the creek. Granting this petition will only serve to benefit and enhance the fish and wildlife that live in and depend on this creek for survival. The State's fisheries will also be enhanced.

11. Identify the typical species of riparian and terrestrial wildlife in the area and discuss whether or not any of these species and/or their habitat has been or would be affected by your proposed changes through construction of additional water diversion and distribution works and/or changes in land use in the places of water use. (Note: See footnote denoted by * below):

Steelhead and Salmon and typical riparian corridor wildlife. Granting of this
petition will only serve to enhance wildlife habitat.

*Note: The purposes of Questions 10 and 11 are to provide a preliminary assessment of the presence of typical plant and animal species in the area and whether these species might be affected by your proposed changes. Detailed site surveys to quantify populations of specific species or determine the presence of rare or endangered species may be required at a later date. It is very important that you answer these questions accurately. If you are unable to obtain appropriate answers from your local California Department of Fish and Game biologists (See attachment for address and telephone number) or you do not have adequate information or expertise to complete your answers, you should hire a fishery consultant and/or a wildlife consultant to review your project and prepare suitable answers for you. For information on available qualified fishery or wildlife consultants near you, consult your local telephone directory yellow pages under Environmental and Ecological Services, or call the California Environmental Protection Agency, Registered Environmental Assessor (REA) Program, at 916/324-6881 or the University of California, Cooperative Extension Service (See your local telephone directory white pages).

12. Do your proposed changes involve any construction or grading-related activity which has significantly altered or would significantly alter the bed or bank of any stream or lake? NO

If so, explain: _____

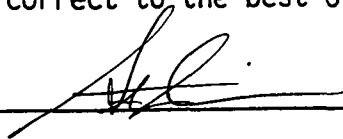
CERTIFICATION

I hereby certify that the statements I have furnished above and in the attached exhibits are complete to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date

2/11/97

Signature



CITY OF PETALUMA ADOBE CREEK WATER DIVERSIONS CLAIMED UNDER PRE-1914 RIGHT

	JAN	FEB	MAR	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	TOTAL
<u>WATER YEAR - 1973</u>													
ABOBE CREEK DIVERSIONS	15.8	13.9	3.9	21.2	21.9	20.5	21	20.3	20	18.5	11.5	17	205.5
LESS COPELAND CREEK SOURCE	1.5	0.7	1.8	4.2	4.8	4.7	3.5	2.6	2.1	1.9	1.9	2.1	31.
TOTAL NET ABOBE CREEK DIVERSIONS	14.3	13.2	2.1	17	17.1	15.8	17.5	17.7	17.9	16.6	9.6	14.9	173.7
<u>WATER YEAR - 1974</u>													
ABOBE CREEK DIVERSIONS	17.9	18	20.1	20.6	21.7	21	21.3	21.8	20.6	20.5	18.8	16.9	239.2
LESS COPELAND CREEK SOURCE	0	0	0	1.2	1.9	2.2	0.6	1.8	2.4	0	0	0	10.1
TOTAL NET ABOBE CREEK DIVERSIONS	17.9	18	20.1	19.4	19.8	18.8	20.7	20	18.2	20.5	18.8	16.9	229.1
<u>WATER YEAR - 1975</u>													
ABOBE CREEK DIVERSIONS	16.8	13.1	19.5	19.5	19.4	17.8	17.4	19.1	19.8	17.2	11.5	10.4	201.5
LESS COPELAND CREEK SOURCE	0	0	0	0	0.7	0	0	0	0	0	0	0	0.7
TOTAL NET ABOBE CREEK DIVERSIONS	16.8	13.1	19.5	19.5	18.7	17.8	17.4	19.1	19.8	17.2	11.5	10.4	200
<u>TOTAL AVERAGE DIVERSIONS</u>	16.4	14.8	13.9	18.6	18.5	17.5	18.5	18.9	18.6	18.1	13.3	14.1	201.2

SOURCE OF DATA - SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE - HIGHEST 3 YEAR RUNNING AVERAGE
AMOUNTS SHOWN ARE EXPRESSED IN MILLIONS OF GALLONS

RETURN TO:

City of Petaluma
Planning Department
P.O. Box 61
Petaluma, CA 94953

NOTICE OF EXEMPTION

TO: County Clerk
County of Sonoma
2300 County Center Drive Suite B177
Santa Rosa, CA 95403

Project Title: Petition to the State Water Resources Control Board to change the purpose and use of the City's appropriative water rights for enhancement of fish and wildlife in Adobe Creek.

Project Applicant: City of Petaluma

Project Location: Adobe Creek, Petaluma, Sonoma County, California

Project Description: The project is to change the purpose and use of the City's existing appropriative water rights in Adobe Creek from diversion for municipal water supply to retain adequate water supplies in Adobe Creek for fish and wildlife enhancement.

EXEMPT STATUS: (CHECK ONE)

Statutory Exemptions

- ☒ {Article 18:Section 21080;15260}
☐ Ministerial {Sec.15268}
☐ Feasibility/Planning Study {Sec.15262}
{Sec.15302}
☐ Emergency Project {Sec.15269}
☒ General Rule {Sec.15061(b)(3)}
☐ Other: Sec. _____

Categorical Exemptions

- ☒ {Article 19:Section 21084;15300}
☐ Existing Facilities {Sec.15301}
☐ Replacement or Reconstruction

☐ Small Structures {Sec.15303}
☐ Minor Alterations {Sec.15304}
☐ Minor Subdivisions {Sec.15315}
☐ Other: _ {Sec. _____}

Reasons why project is exempt:

The project has no potential for impact to the environment and would not involve any physical changes. Under the General Rule, CEQA applies only to projects which have potential for adverse impacts. Changing the purpose and use of the water right would retain the water in Adobe Creek for enhancement of fish and wildlife habitat. The effects of the project are beneficial.

Lead Agency: City of Petaluma, 11 English Street, P.O. Box 61, Petaluma, CA 94953

Department/Contact Person: Steve Simmons

Phone: 778-4392

Signature (Planning Director)

Date

Pursuant to Section 711.4 (d) (1) of the Fish and Game Code, statutory and categorical exemptions are also exempt from Department of Fish and Game filing fees.

of the City of Petaluma, California

ADOPT RESOLUTION AUTHORIZING THE CITY MANAGER
TO SUBMIT A CHANGE PETITION TO THE
STATE WATER RESOURCES CONTROL BOARD

WHEREAS the City of Petaluma has appropriated, laid claim and made use of the waters of Adobe Creek for municipal purposes for over one hundred (100) years; and,

WHEREAS the City of Petaluma has ceased all municipal use of this water as a result of the City's increased use of reclaimed water and ground water; and,

WHEREAS the City of Petaluma recognizes the public's interest and the City's public trust responsibilities relating to the waters of Adobe Creek; and,

WHEREAS the City of Petaluma has initiated a demonstration project to restore Adobe Creek which supports a significant population of steelhead and salmon; and,

WHEREAS, the change of proposed use is exempt from California Environmental Quality Act (CEQA) under the General Rule, Section 15061(b)(3) because there is no potential for impact to the environment and the water would be retained for enhancement of fish and wildlife habitat.

NOW, THEREFORE, BE IT RESOLVED that the Petaluma City Council authorizes the City Manager to petition the State Water Resources Control Board for a change in the City of Petaluma's purpose and use of the waters of Adobe Creek from a municipal use to a fish and wildlife habitat enhancement.

wttrgths/sb/water agenda/a:

Under the power and authority conferred upon this Council by the Charter of said City.

REFERENCE:

I hereby certify the foregoing Resolution was introduced and adopted by the Council of the City of Petaluma at a (Regular) ~~Adjourned~~ ~~Special~~ meeting on the 21st day of January, 1997, by the following vote:

Approved as to form

KRR
City Attorney

AYES: Read, Keller, Stompe, Torliatt, Maguire, Vice Mayor Hamilton, Mayor Hilligoss

NOES: None

ABSENT: None

ATTEST:

Patricia E. Bernard
City Clerk

A. Patricia Hilligoss
Mayor

1-28-97

PROPERTIES FRONTING ADOBE CREEK

ROW#	APN	OWNER	ADDRESS
1.	017-170-001	City of Petaluma	Post & English Sts., Petaluma, CA 94952
2.	005-280-027	City of Petaluma	Post & English Sts., Petaluma, CA 94952
3.	005-280-024	City of Petaluma	Post & English Sts., Petaluma, CA 94952
4.	005-270-071	Sonoma County Water Agency	2150 W. College Ave., Santa Rosa, CA 95401-4442
5.	017-290-033	City of Petaluma	P.O. Box 61, Petaluma, CA 94953-0061
6.	017-410-042	City of Petaluma	P.O. Box 61, Petaluma, CA 94953-0061
7.	017-040-059	Jeanette Carstensen	250 Casa Grande Rd., Petaluma, CA 94954
8.	017-050-006	J.G. Orbis Corp., c/o Adobe Creek Golf Club	1901 Frates Rd., Petaluma, CA 94954
9.	017-050-026	J.G. Orbis Corp., c/o Adobe Creek Golf Club	1901 Frates Rd., Petaluma, CA 95954
10.	017-050-028	J.G. Orbis Corp.	1 Daniel Burnham Ct., Ste. 305C, San Francisco, CA 94107
11.	017-050-001	Raymond Ronsheimer	585 Casa Grande Rd., Petaluma, CA 94954
12.	017-140-003	Leroy & Clarice Vyeniolo	637 Casa Grande Rd., Petaluma, CA 94954
13.	017-140-012	J.G. Orbis Corp., c/o Adobe Creek Golf Club	1901 Frates Rd., Petaluma, CA 94954
14.	017-140-009	State of California	Real Estate Service Division, 650 How Ave., Sacramento, CA 95825
15.	017-140-002	Adelia & Rosando Garcia	735 Casa Grande Rd., Petaluma, CA 94954
16.	017-140-006	Glenn & Glenn L. III Allen	121 Terrace Dr., San Francisco, CA 94127
17.	017-130-004	State of California	Capitol Bldg., Sacramento, CA 95814
18.	017-130-005	Alberto & Sharo Silva	3331 Manor Ln., Petaluma, CA 94954
19.	017-130-008	Jose & Rita Silva	3335 Manor Ln., Petaluma, CA 94954
20.	017-130-006	Jose & Rita Silva	3333 Manor Ln., Petaluma, CA 94954
21.	017-130-007	Liberto & Alda Mota	3335 Manor Ln., Petaluma, CA 94954
22.	017-090-009	Alice Lanzi	3262 Old Adobe Rd., Petaluma, CA 94954
23.	017-090-005	Mervyn & Carol Sartori	3258 Old Adobe Rd., Petaluma, CA 94954
24.	136-160-007	Patricia A. Cheda	3272 Old Adobe Rd., Petaluma, CA 94954
25.	136-160-013	Patricia Ann Cheda	3272 Old Adobe Rd., Petaluma, CA 94954
26.	136-160-015	Raymond E. Jr. & Loretta A. Gutendorf	829 Manor Ln. West, Petaluma, CA 94954
27.	136-160-016	Timothy & Edith Cheda	3329 Manor Ln., Petaluma, CA 94954
28.	136-150-014	Mary Deniz Life Est. Et. Al.	1925 Lynch Rd., Petaluma, CA 94954
29.	136-170-001	City of Petaluma	P.O. Box 61, Petaluma, CA 94953-0061



City of Petaluma English Street
Post Office Box 61 -- Petaluma, California 94953

Mayor

M. Patricia Hilligoss

Vice Mayor

Jane Hamilton

Councilmembers

David Keller
Matt Maguire
Nancy C. Read
Mary Stompe
Pamela Torliatt

Public Works Department
Water Division
(707) 778-4392
Fax (707) 778-4508

February 13, 1997

CERTIFIED MAIL
P 866 919 798

Mr. Bill Cox
Department of Fish & Game
8699 Mill Station Road
Sebastopol, CA 95472

Dear Bill:

I have enclosed a copy of the City's petition for change for the place and use of the waters of Adobe Creek claimed by the City under a pre-1914 claim. As soon as I can get all the backup material assembled, Rich Rudnansky, City Attorney, and I will be taking this to the State Water Resources Control Board for their consideration.

If you have any comments or questions, please give me a call at (707) 7789-4392.

Very truly yours,

Steven Simmons
Public Works Superintendent

Enclosure

cc: R. Rudnansky
File

simmon97/kc

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services
- Complete items 3, and 4a & b
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Bill Cox
Fish & Game
8699 Mill Station Road
Sebastopol, CA 95472

4a. Article Number

P 866 919 798

4b. Service Type

☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☒ Return Receipt for Merchandise

7. Date of Delivery

2/5/97

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

also wish to receive the following services (for an extra fee)

1. ☐ Addressee's Address

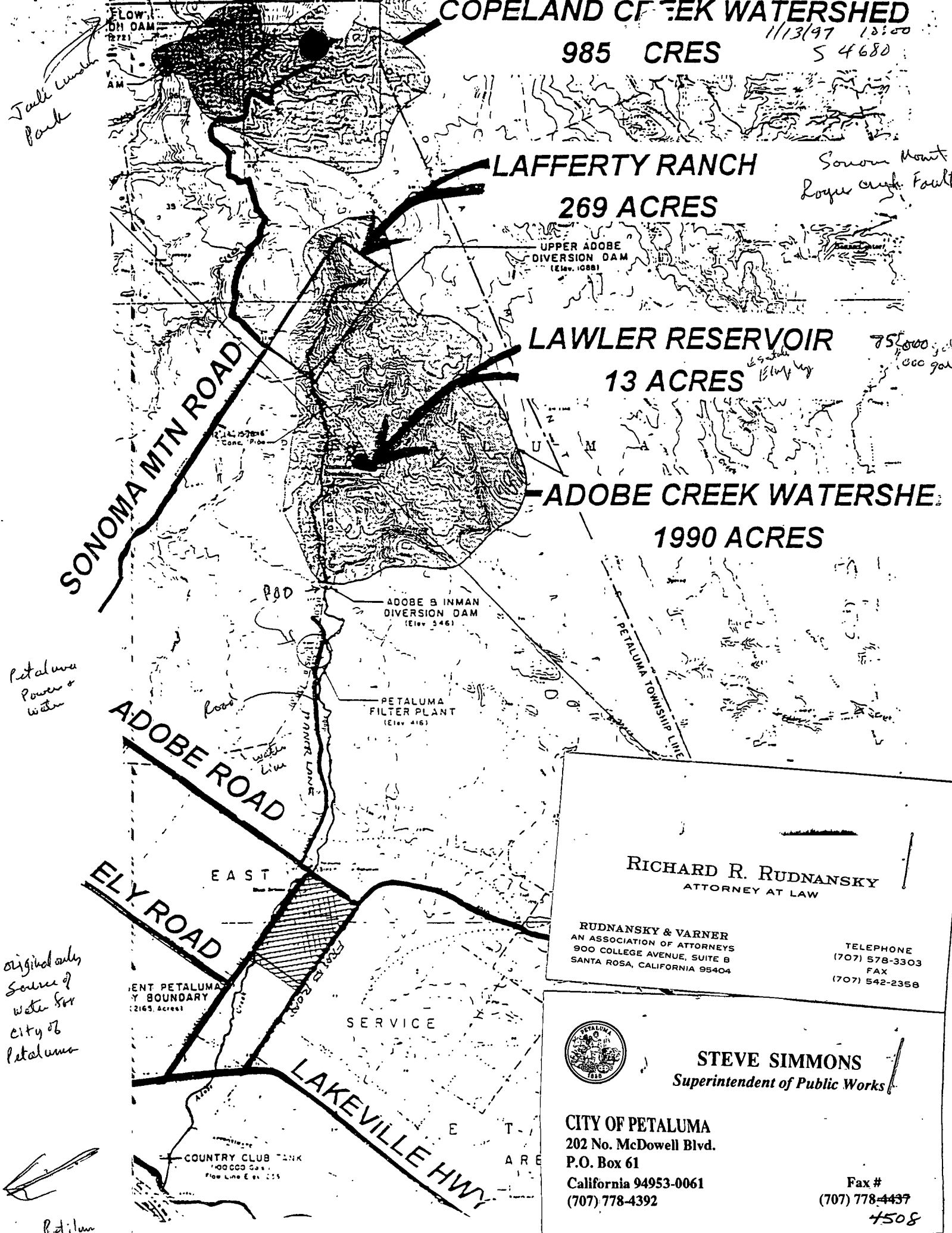
2. ☐ Restricted Delivery

Consult postmaster for fee.

PS Form 3811, December 1991 *U.S. GPO: 1983-352-714

DOMESTIC RETURN RECEIPT


Thank you for using Return Receipt Service



RICHARD R. RUDNANSKY
ATTORNEY AT LAW

RUDNANSKY & VARNER
AN ASSOCIATION OF ATTORNEYS
900 COLLEGE AVENUE, SUITE 8
SANTA ROSA, CALIFORNIA 95404

TELEPHONE
(707) 578-3303
FAX
(707) 542-2358

 **STEVE SIMMONS**
Superintendent of Public Works

CITY OF PETALUMA
202 No. McDowell Blvd.
P.O. Box 61
California 94953-0061
(707) 778-4392

Fax #
(707) 778-4437
4508



City of Petaluma

11 English Street
Post Office Box 61 -- Petaluma, California 94953

DGC
54680

Mayor

M. Patricia Hilligoss

Office of the City Attorney

(707) 778-4362

Fax (707) 778-4420

Vice Mayor

Jane Hamilton

January 13, 1997

Councilmembers

David Keller

Matt Maguire

Nancy C. Read

Mary Stompe

Pam Torliatt

Barbara Katz

State Water Resources Control Board

Division of Water Rights

Post Office Box 100

Sacramento, California 95814

David G. Cornelius

State Water Resources Control Board

Division of Water Rights

Post Office Box 2000

Sacramento, California 95812-2000

RE: City of Petaluma Petition For Change

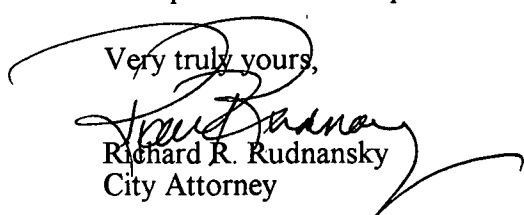
Dear Ms. Katz and Mr. Cornelius:

Thank you very much for the time you spent with me and Steve Simmons of the City of Petaluma regarding the City of Petaluma's potential Petition For Change regarding the Lafferty Ranch watershed and Adobe Creek. I certainly appreciated your time, consideration, and guidance with respect to this anticipated petition.

I intend to bring this matter before the City Council in the very near future to obtain authority to submit the petition. Due to the time that Mr. Simmons and I spent with you regarding this specific situation in Petaluma, it is our hope that you will be assigned to this matter once the petition is filed so that a duplication of effort may be avoided.

Again, thank you for your assistance and anticipated further cooperation.

Very truly yours,


Richard R. Rudnansky
City Attorney

RRR:fmk

cc: John Scharer
Steve Simmons

rrrltr

1/21/97
Xcopy
necessary
WDC

STATE WATER RESOURCES
CONTROL BOARD
97 JAN 17 PM 12:14
DIV. OF WATER RIGHTS
SACRAMENTO

INV. DATE	INVOICE NUMBER	AMOUNT	DESCRIPTION
02-12-97	021297	35.00	FILE FEE-WATER PETITION

CITY OF PETALUMA
P.O. BOX 61
PETALUMA, CALIFORNIA 94953
(707) 778-4413

AMOUNT

35.00

VENDOR 00975 CHECK 02908

City of Petaluma
P.O. Box 61 • Petaluma, California 94953
(707) 778-4413

11-35
1210

COMMERCIAL BANKING
BANK OF AMERICA
SANTA ROSA CA

062908

CHECK
NUMBER
62908

PAY

TO THE
ORDER OF

SONOMA COUNTY CLERK
P O BOX 11187
SANTA ROSA, CALIF 95406

THE SUM OF *****35 DOLLARS AND 00 CENTS

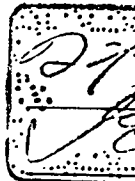
CHECK DATE

02-21-97

PAY THIS AMOUNT

*****35.00

VOID AFTER ONE YEAR
CHECK VALID IF
CITY SEAL
APPEARS ON BACK



⑈062908⑈ ⑆121000358⑆ 14987⑈80219⑈

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814
(916) 322-4503
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 004680

CITY OF PETALUMA-WATER DEPT
CITY HALL
P O BOX 61
PETALUMA, CA 94952

TELEPHONE NUMBER:
(707) 763-2613

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ADOBE CREEK

TRIBUTARY TO: PETALUMA RIVER

COUNTY: SONOMA

DIVERSION

WITHIN: SW1/4 OF SE1/4 SECTION 12, T05N, R07W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1993. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☒ Gallons (millions)
below are: ☐ Acre-feet
☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1990	4.58	5.42	10.07	8.67	6.75	9.62	7.12	5.96	3.55	3.03	4.38	3.97	73.12
1991	4.03	4.70	3.31	9.42	11.53	11.92	9.19	10.58	7.41	1.84	2.55	2.54	79.02
1992	2.51	2.58	5.88	8.03	7.88	8.07	6.77	1.38	.71	.15	0	0	43.96

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation N/A

Stockwatering N/A

Domestic population - 46,293

Other (specify) connection - 15,167

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Closed down water filter plant. All water diversions ceased.

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 7, 19 93, at Petaluma, California

Signature: 

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

5-4680
PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD

MM 12-20-95

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S004680

OWNER OF RECORD: CITY OF PETALUMA-WATER DEPT

CITY OF PETALUMA-WATER DEPT

P O BOX 61

PETALUMA, CA 94952

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 APR 28 PM 12:37

SOURCE: ADOBE CREEK

TRIBUTARY TO: PETALUMA RIVER

COUNTY: SONOMA

DIVERSION

WITHIN: SW¼ OF SE¼ SECTION 12, T5N, R7W, MDB&M.

TELEPHONE NUMBER:

(707) 763-2613

YEAR OF FIRST USE: 1868

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

A. Water is used under: Riparian claim _____; Pre 1914 right X; Other (explain) _____

B. Year of first use (Please provide if missing above) 1868.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons

☐ Acre-feet

☒ (other) Millions of Gallons

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	2.5	2.6	5.8	8.0	7.9	8.1	6.8	1.4	.7	.1	0	0	43.9
1993	0												
1994	0												

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic X

Other (specify) _____

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

System shut down - in process of
abandonment

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 4-24, 19 95, at Petaluma, California

SIGNATURE: [Signature]

PRINTED NAME: Steven Simmons

COMPANY NAME: City of Petaluma - Public Works

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

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- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHT
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. 5004680

DIVERSION SITE:
OWNER'S NAME City of Petaluma
(FIRST) (MIDDLE) (LAST)

PARCEL NO. _____

PLACE OF USE:
OWNER'S NAME City of Petaluma
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. _____

2. PARCEL NO. _____

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER City of Petaluma
NAME Gene Bentley (Director of Public Works)
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS P.O. Box 61
Petaluma CA 94953
(CITY) (STATE) (ZIP)

TELEPHONE NO. (707) 778 - 4345

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____

(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____

(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

"FILE"

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE WATER RESOURCES CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
JAN 22 PM 1:59

DIVERTER OF RECORD:

CITY OF PETALUMA-WATER DEPT
CITY HALL
P O BOX 61
PETALUMA, CA 94952

STATEMENT NO: 004680

TELEPHONE NUMBER:
(707) 763-2613

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ADOBE CREEK

TRIBUTARY TO: PETALUMA RIVER

COUNTY: SONOMA

DIVERSION

WITHIN: SW1/4 OF SE1/4 SECTION 12, T05N, R07W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1990. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Gallons *Millions*
☐ Acre-feet
☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept	Oct.	Nov.	Dec.	Total Annual
1987	6.47	8.51	5.99	11.10	8.15	16.38	14.35	4.48	4.51	4.56	6.74	5.59	96.83
1988	8.70	14.61	18.69	12.20	8.50	6.47	4.07	3.89	3.69	5.05	3.75	2.93	92.55
1989	3.46	7.03	5.62	12.11	12.65	16.68	16.36	14.42	11.50	4.91	8.49	8.60	121.83

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____

Stockwatering _____

Domestic Approximate population served - 47,000

Other (specify) 12-1-89 total active metered connections: 14,386

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: January 10, 19 90, at Petaluma, California

Signature:

William P. Miller

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"